

REMARKS

The Examiner in the Final Rejection has rejected claims 1-36 under 35 USC § 103(a) as being unpatentable over Frey et al. in view of Enomoto for the reasons set forth in paragraph 3.

The Examiner in response to applicants' previous arguments in the previous response, disagrees that claim 1 does not recite selecting a camera from a plurality of cameras. The Examiner further states that claim 1 simply recites the step of selecting a camera which is inherent in the Frey et al. disclosure of using a photographic kiosk in capturing the images of the user. In this regard, applicants respectfully requests that this is not accurate in that in Frey et al. the user is simply selecting a particular product to be delivered and the camera that is associated with the kiosk is just a tool by which the product can be delivered. There is no selection of a particular camera by the user. However, in order to clearly set forth that the present invention includes a selection of a camera, applicants have amended claim 1 to more clearly set forth that there is indeed a selecting process whereby a user does indeed select a specific camera among a selection of cameras. Thus, Frey clearly does not teach or suggest this.

Further, applicants would like to further point out that the Frey et al. reference does not teach a photographic/service plan of the type to which the present invention is directed. Applicants refers the Examiner to page 39, lines 26 page 40, lines 16 of the present application. It can be clearly seen that the photographic product or service plan as set there forth is not directed to a single selection of a particular good for a particular order of the present application. Quite the contrary, the service plan is designed to be used for a predetermined amount of products or services over a predetermined period of time. This is not taught or suggested by Frey et al. In Frey et al. the user is simply ordering a particular good. This is no more than purchasing any other product. In the present invention, the plan is designed to provide a particular type of goods and/or services over a predetermined period of time. All of the independent claims as currently set forth, specifically set forth that service plan is provided for a predetermined period of time. There is no such teaching or suggestion in the Frey et al. or in the Enomoto reference of providing a product service plan for a predetermined period of time. Quite the contrary, what is disclosed by the Frey et

al. and the Enomoto reference is the fulfilling of a single order at a particular point in time. There is no indication that goods and/or services of a predetermined type are provided over a predetermined time.

Since the present invention is directed to providing a plan for a predetermined period of time, the plan must be stored on a database, so that as time passes, the appropriate goods and/or services are provided to the customer. In the Frey et al. and the Enomoto reference, there is no such need for storing of a service plan in a database as this is simply the taking of a single order. While there may be a temporary storage while the order is actually being fulfilled, there is no predetermined plan or storage of the plan on a database. What is stored is simply the order for fulfillment of the order.

The present invention is directed to providing specific goods and/or services over a period of time that are captured with respect to a particular camera and service plan. The prior art totally fails to teach or suggest this. As set forth in the present invention, the selected cameras are associated with the products or service plans. Thus, the images captured by the camera are associated with a particular plan. There is no teaching or suggestion of providing such in the cited prior art. In the cited prior art, each order is a separate and distinct order having no relationship with respect to the previous order. This is contrary to the present invention. In view of the foregoing, applicants respectfully submits that the claims in the present form are patentably distinct over the cited prior art and as such are in condition for allowance.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached page(s) is captioned "Version with Markings to Show Changes Made".

Respectfully submitted,



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Version With Markings to Show Changes MadeIn the Claims:

Claims 1 and 24 have been amended as set forth below:

1.(Once Amended) A method of providing photographic products and/or services, the method comprising the steps of: selecting a camera among a selection of cameras;

selecting a photographic product/service plan from a menu of photographic product/service plans;

associating the selected camera with the selected photographic product/service plan and creating a product/service plan account indicative thereof; and

entering said product/service plan account into a computer database to maintain a record of photographic products and/or services to be provided with respect to images captured by said selected camera in accordance with the selected photographic product/service plan for a predetermined period of time.

24. A system for providing photographic products and/or services, the system comprising:

a photographic product/service input station into which information with respect to a selected camera and a selected photographic product/service plan which is to be associated with the selected camera for a predetermined period of time is input, said photographic product/service input station creating a product/service account indicative of the selected camera and the selected photographic product/service plan; and

a computer database unit operationally associated with the photographic product/service input station which receives and stores the information with respect to the selected camera and the selected photographic product/service plan, said computer database unit being adapted to update said product/service account as photographic product and/or services in accordance with said selected photographic product/service plan are requested and completed.

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